

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1782 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

DEVILAL DUDHAJI JAIN

Versus

MAMLATDAR

Appearance:

MR KB PUJARA for Petitioner

MR VB GHARANIA, AGP for Respondent No. 1, 2, 3

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 17/08/98

ORAL JUDGEMENT

Rule. Service of rule waived by Mr. V.B. Gharania, Ld. AGP for the respondents.

2. The petitioner has made grievance about the respondents having not yet considered the petitioner's application for renewal of licence as a whole-seller of kerosene under the Gujarat Essential Articles (Licensing,

Control and Stock Declaration) Order, 1981. The petitioner held licence since 1/1/1983 and renewed from time to time upto 31/12/1997. The respondents have come out with affidavit in reply inter-alia stating that the decision of the Government is awaited. The application for renewal which was submitted by the petitioner is dated 1/1/1998. Nearly 8 months have passed since the application for renewal has been preferred. Hence, in the facts of the case, following direction is issued :-

The respondents will see to the application for renewal preferred by the petitioner as particularised in this writ petition at Annexure-B being decided while also bearing in mind the circular dated 30/7/1988. The decision will be taken within a period of 2 weeks from today and shall be communicated to the petitioner.

Rule made absolute in the aforesaid terms only with no order as to cost. D.S.P.

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PVR scal78298j.